

IFW

**BARDMESSER LAW GROUP****Fax**

Urgent     Return reply requested     Original will be sent as confirmation

**To: USPTO**

Date: September 12, 2005

Attention:

Re: Appl. No. 10/624,858; Filed: 07/22/03  
**For: System and Method for Using File  
 System Snapshots for Online Data Backup**  
 Inventors: Belousov *et al.*

From: George S. Bardmesser

Pages (including cover sheet): 11

Your Reference: Appl. No. 10/624,858

Fax No: 571 273 2885

Our Reference: 2230.0340000

**Message**

Enclosed are the following documents:

1. Cover Letter;
2. Power of Attorney
3. Form 3.73(b);
4. Copy of assignment stamped "Not For Recordation";
5. Request for Change of Attorney Docket Number; and
6. Request for Change of Correspondence Address.

**Certification of Facsimile Transmission**

I hereby certify that this paper is being facsimile transmitted  
 to the Patent and Trademark Office on the date shown below.

GEORGE S. BARDMESSER, REG. NO. 44,020

Date: September 12, 2005

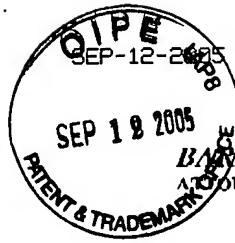
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BARDMESSER LAW GROUP : 910 17th Street, N.W., Suite 800, Washington, DC 20006 • 202.293.1191 | 202.318.0723 : [www.bardmesserlaw.com](http://www.bardmesserlaw.com)



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P.2/11

BANDMESSER LAW GROUP, P.C.  
ATTORNEYS AT LAW

September 12, 2005

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

*Art Unit 2188*

Re: U.S. Utility Patent Application  
Application No.: 10/624,858; Filed: July 22, 2003  
For: **System and Method for Using File System Snapshots for Online Data Backup**  
Inventors: Belousov *et al.*  
Our Ref: 2230.0340000

Sir:

Transmitted herewith by facsimile for appropriate action are the following documents:

1. Power of Attorney
2. Form 3.73(b);
3. Copy of assignment stamped "Not For Recordation";
4. Request for Change of Attorney Docket Number; and
5. Request for Change of Correspondence Address.

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 50-3523.



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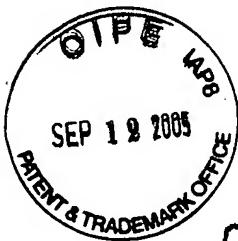
Commissioner for Patents  
September 12, 2005  
Page 2

Respectfully submitted,

BARDMESSER LAW GROUP

George S. Bardmesser  
Attorney for Applicants  
Registration No. 44,020

Enclosures



SEP 18 2005

PROSPECTIVE (4-06)

Approved for use until 11/03/2005, GPO 0951-0005

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO**

I hereby revoke all previous powers of attorney given in the application identified in the attached statement under 37 CFR 3.73(b).

I hereby appoint:

Practitioner(s) associated with the Customer Number: **54089**

OR

Practitioner(s) named below (If more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number	Name	Registration Number

an attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned back to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.2(a).

Please change the correspondence address for the application identified in the attached statement under 37 CFR 3.73(b) to:

The address associated with Customer Number: **54089**

OR

Firm or Individual Name: **BARDMESSER LAW GROUP, P.C.**

Address:

City:

State:

Zip:

Country:

Telephone:

Email:

## Assignee Name and Address:

**SWsoft Holdings, Ltd., c/o SWsoft, Inc., 13755 Sunrise Valley Drive, Suite 325, Herndon, VA 20171**

A copy of this form, together with a statement under 37 CFR 4.23(b) (Form PTO/SB/60, or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which the Power of Attorney is to be used.

**CONTRIBUTOR OR ANALYST OF RECORD:**  
The individual whose signature and title is supplied below is authorized to act on behalf of the assignee.

Signature		Date	<b>6/27/05</b>
Name:	<b>Jack Zubarev</b>	Telephone:	<b>(703) 815-5670</b>
Title:	<b>Director</b>		

The collection of information is required by 37 CFR 1.31, 1.33, and 1.35. The information is collected to obtain or retain a benefit by the public which is to be used by the USPTO to process an application. Confidentiality is governed by 37 CFR 1.10 and 1.16. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and transmitting the completed application form to the USPTO. This will vary depending upon the individual case. Any comments on the amount of time you require to complete this form would be appreciated for reducing the burden. Please send an e-mail to the Chief Information Officer, U.S. Patent and Trademark Office, 1100, Department of Commerce, P.O. Box 9000, Alexandria, VA 22313-9000, (703) 355-1450, (703) 355-1450, FAX: (703) 355-1450, DR: COMPLTS/DO FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 9000, Alexandria, VA 22313-9000.

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE.

In re application of:

Belousov *et. al.*

Application No.: 10/624,858

Filed: July 22, 2003

For: **System and Method for Using File  
System Snapshots for Online Data  
Backup**

Confirmation No.: 6544

Art Unit: 2188

Examiner: Duc T. Doan

Atty. Docket: 2230.0340000

**Request for Change of Attorney Docket Number**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request that the attorney docket number for the above-captioned application be changed from "848265-2" to -- 2230.0340000 --. Kindly use this attorney docket number in any future correspondence addressed to the undersigned.

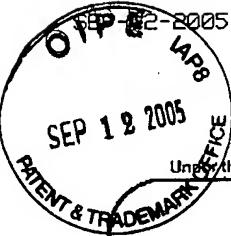
Respectfully submitted,

BARDMESSER LAW GROUP

George S. Bardmesser  
Attorney for Applicants  
Registration No. 44,020

Date: September 12, 2005

910 17<sup>th</sup> Street, N.W.  
Suite 800  
Washington, D.C. 20006  
(202) 293-1191



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## CHANGE OF CORRESPONDENCE ADDRESS

*Application*

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	10/624,858
Filing Date	July 22, 2003
First Named Inventor	Serguei Belousov
Art Unit	2188
Examiner Name	Duc T. Doan
Attorney Docket Number	2230.0340000

Please change the Correspondence Address for the above-identified patent application to:

The address associated with  
Customer Number:

54089

OR

Firm or  
Individual Name BARDMESSE LAW GROUP, P.C.

Address

City

State

Zip

Country

Telephone

Email

This form cannot be used to change the data associated with a Customer Number. To change the data associated with an existing Customer Number use "Request for Customer Number Data Change" (PTO/SB/124).

I am the:

Applicant/Inventor  
 Assignee of record of the entire interest.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).  
 Attorney or agent of record. Registration Number 44,020.  
 Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number \_\_\_\_\_.

Signature

Typed or Printed Name George S. Bardmessner

Date

September 12, 2005

Telephone

(202) 293 1191

NOTE: Signatures of all the inventors or assignees of record of the critical interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*

Total of \_\_\_\_\_ forms are submitted

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/06 (09-04)

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**STATEMENT UNDER 37 CFR 3.73(b)**

2230.0340000

Applicant/Patent Owner: **SWSOFT HOLDINGS, LTD.**Application No./Patent No.: **10/624,858** Filed/Issue Date: **July 22, 2003**Entitled: **System And Method For Using File System Snapshots For Online Data Backup****SWSOFT HOLDINGS, LTD.**, a **corporation**

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1.  the assignee of the entire right, title, and interest; or2.  an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B.  A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:1. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.2. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.3. From: \_\_\_\_\_ To: \_\_\_\_\_  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached. Additional documents in the chain of title are listed on a supplemental sheet. Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

September 12, 2005

Signature  
George S. Bardmessner

Date

Printed or Typed Name

202 293 1191

Attorney

Telephone Number

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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848265-2

**ASSIGNMENT**

WHEREAS, SERGUEI BELOUSSOV, STANISLAV PROTASSOV and ALEXANDER TORMASOV, have made certain new and useful inventions in the **SYSTEM AND METHOD FOR USING FILE SYSTEM SNAPSHOTS FOR ONLINE DATA BACKUP**, and have disclosed the same in an application for Letters Patent of the United States therefor, said application having been filed with the U.S. Patent and Trademark Office on July 22, 2003, bearing Serial No. 10/624,858; and

WHEREAS, SWSOFT HOLDINGS, LTD., a Bermuda corporation, having a place of business at 13800 Coppermine Road, Herndon, VA 20171 (hereafter called the "Assignee") is desirous of acquiring the entire interest in all inventions disclosed in said application;

NOW, THEREFORE, in consideration of the sum of one dollar (\$1.00) and other good and valuable considerations to us paid by said Assignee, the receipt and sufficiency whereof is hereby acknowledged, we do hereby sell, assign, and transfer unto said Assignee, its successors and assigns, the entire right, title and interest throughout the world in and to all said Inventions disclosed in said application; and in and to said application, including all priority rights for other countries arising from said application; and in and to all substitutions, provisionals, divisions, and continuations thereof; and in and to all Letters Patent, United States and foreign, that may be granted for said inventions; and in and to all extensions, renewals, and reissues thereof.

And we do hereby authorize and request the Commissioner of Patents of the United States and the duly constituted authorities of foreign countries to issue any Letters Patent which may be granted on said inventions, on any applications related thereto, and on any substitute, continuing, divisional, or reissue applications, or any of them, to said Assignee, its successors and assigns, as assignee of the entire right, title and interest therein and thereto.

And for the consideration aforesaid, we do hereby, for us and for our legal representatives, further covenant and agree with said Assignee, its successors and assigns, that we have full and unencumbered title to the inventions and application above described and hereby assigned, which title we warrant unto said Assignee, its successors and assigns; that we have granted to others no license to make, use, or sell said inventions; and that we will not execute any instrument in conflict herewith.

And for the consideration aforesaid, we do hereby, for us and for our legal representatives, further covenant and agree with said Assignee, its successors and assigns, that upon request we will execute substitute, continuing, divisional, or reissue applications, amended specifications, or rightful oaths; communicate to said Assignee, its successors and assigns, any facts known to us relating to said inventions or the history thereof; execute preliminary statements; testify in any interference or other legal proceedings involving said inventions; execute and deliver any application papers, assignments, or other instruments, and do all other acts which, in the opinion of counsel

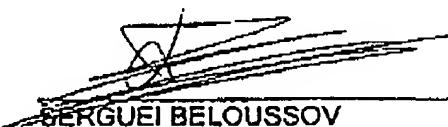
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for said Assignee, may be necessary or convenient to secure the grant of Letters Patent to said Assignee, its successors and assigns, or its nominees, in the United States and in all other countries where said Assignee may desire to have the said inventions, or any of them, patented, with specifications and claims in such form as shall be approved by counsel for said Assignee, and to vest and confirm and complete legal and equitable title to all such inventions, applications, and Letters Patent, and to enable it to record said title, without further consideration than now paid but at the expense of said Assignee, its successors or assigns.

Date: 04/26/04

  
**SERGUEI BELOUSSOV**

Date: \_\_\_\_\_

**STANISLAV PROTASSOV**

Date: \_\_\_\_\_

**ALEXANDER TORMASOV**

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**ASSIGNMENT**

848265-2

WHEREAS, SERGUEI BELOUSSOV, STANISLAV PROTASSOV and ALEXANDER TORMASOV, have made certain new and useful Inventions in the **SYSTEM AND METHOD FOR USING FILE SYSTEM SNAPSHOTS FOR ONLINE DATA BACKUP**, and have disclosed the same in an application for Letters Patent of the United States therefor, said application having been filed with the U.S. Patent and Trademark Office on July 22, 2003, bearing Serial No. 10/624,858; and

WHEREAS, SWSOFT HOLDINGS, LTD., a Bermuda corporation, having a place of business at 13800 Coppermine Road, Herndon, VA 20171 (hereafter called the "Assignee") is desirous of acquiring the entire interest in all inventions disclosed in said application;

NOW, THEREFORE, in consideration of the sum of one dollar (\$1.00) and other good and valuable considerations to us paid by said Assignee, the receipt and sufficiency whereof is hereby acknowledged, we do hereby sell, assign, and transfer unto said Assignee, its successors and assigns, the entire right, title and interest throughout the world in and to all said inventions disclosed in said application; and in and to said application, including all priority rights for other countries arising from said application; and in and to all substitutions, provisionals, divisions, and continuations thereof; and in and to all Letters Patent, United States and foreign, that may be granted for said inventions; and in and to all extensions, renewals, and reissues thereof.

And we do hereby authorize and request the Commissioner of Patents of the United States and the duly constituted authorities of foreign countries to issue any Letters Patent which may be granted on said inventions, on any applications related thereto, and on any substitute, continuing, divisional, or reissue applications, or any of them, to said Assignee, its successors and assigns, as assignee of the entire right, title and interest therein and thereto.

And for the consideration aforesaid, we do hereby, for us and for our legal representatives, further covenant and agree with said Assignee, its successors and assigns, that we have full and unencumbered title to the inventions and application above described and hereby assigned, which title we warrant unto said Assignee, its successors and assigns; that we have granted to others no license to make, use, or sell said inventions; and that we will not execute any instrument in conflict herewith.

And for the consideration aforesaid, we do hereby, for us and for our legal representatives, further covenant and agree with said Assignee, its successors and assigns, that upon request we will execute substitute, continuing, divisional, or reissue applications, amended specifications, or rightful oaths; communicate to said Assignee, its successors and assigns, any facts known to us relating to said inventions or the history thereof; execute preliminary statements; testify in any interference or other legal proceedings involving said inventions; execute and deliver any application papers, assignments, or other instruments, and do all other acts which, in the opinion of counsel

LA2704415.1

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for said Assignee, may be necessary or convenient to secure the grant of Letters Patent to said Assignee, its successors and assigns, or its nominees, in the United States and in all other countries where said Assignee may desire to have the said inventions, or any of them, patented, with specifications and claims in such form as shall be approved by counsel for said Assignee, and to vest and confirm and complete legal and equitable title to all such inventions, applications, and Letters Patent, and to enable it to record said title, without further consideration than now paid but at the expense of said Assignee, its successors or assigns.

Date: \_\_\_\_\_

SERGEI BELOUSSOV



Date: Feb 1 2004

STANISLAV PROTASSOV

Date: Feb 1 2004

ALEXANDER TORMASOV



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